

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stearns Art Unit: 3764

Serial No. 09/981,315

Filed 10/16/01

Title: EXERCISE METHODS AND APPARATUS

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DECLARATION OF INVENTORSHIP AND POWER OF ATTORNEY

Having been warned that willful false statements and the like are punishable by fine and/or imprisonment under Section 1001 of Title 18 of the United States Code, and that willful false statements and the like may jeopardize the validity of the patent application filed together herewith, as well as any resulting patent, I hereby declare that:

My residence, citizenship, and post office address are as stated below;

I am the sole inventor of the claimed invention;

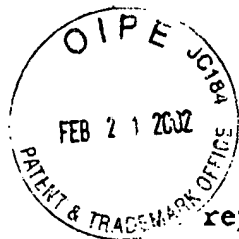
I have reviewed and understand the contents of the above-identified patent application, including the claims;

I believe I am the original and first inventor of the subject matter which is claimed in the above-identified patent application;

I believe the above-identified patent application discloses subject matter which is entitled to the filing date of U.S. Patent Application Serial No. 09/570,278, filed on May 12, 2000, which in turn, claims benefit of 60/134,088, filed on May 14, 1999;

I acknowledge the duty to disclose information which may be material to the examination of the above identified patent application in accordance with 37 C.F.R. 1.56(a), including material which became available subsequent to the filing dates of the parent applications; and

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true.



I hereby appoint Mark A. Krull, Reg. No. 34,205, as my representative in the above-identified patent application, with full power to handle all matters regarding said application; and I request that all correspondence be directed to him at the address and/or telephone number set forth below:

Mark A. Krull
P. O. Box 7198
Bend, OR 97708

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Inventor: _____

(Signature)

Date: 2-5-02

Inventor: Kenneth W. Stearns

Residence: Houston, Texas Citizenship: U.S.A.

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DECLARATION OF SMALL ENTITY STATUS

As the sole inventor named in the above-identified patent application, I hereby declare that:

I qualify as an independent inventor, as defined in 37 C.F.R. 1.9(c), for purposes of paying reduced fees to the Patent and Trademark Office under Title 35 of the United States Code, Sections 41(a) and (b);

I have not assigned, granted, conveyed, or licensed, nor am I under any obligation to assign, grant, convey, or license any rights in the application, or the invention described therein, to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which could not qualify as a small business concern under 37 C.F.R. 1.9(d), or as a nonprofit organization under 37 C.F.R. 1.9(e);

In accordance with 37 C.F.R. 1.28(b), I am under a duty to file, in this application or resulting patent, notification of any change resulting in loss of entitlement to small entity status; and

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true; these statements are made with the knowledge that willful false statements and the like are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and with knowledge that any such willful false statements and the like may jeopardize the validity of the above-identified application and any related patent(s).

Inventor: 

(Signature)

Date: 2-5-02

Inventor: Kenneth W. Stearns

Residence: Houston, Texas

Citizenship: U.S.A.

Address: Post Office Box 55912, Houston, TX 77255